

CITY OF

303 EAST "B" STREET, CIVIC CENTER

ONTARIO



ONTARIO

CALIFORNIA 91764-4105

(909) 395-2000
FAX (909) 395-2070

PAUL S. LEON
MAYOR

RUBEN VALENCIA
MAYOR PRO TEM

ALAN D. WAPNER
JIM W. BOWMAN
DEBRA DORST-PORADA
COUNCIL MEMBERS

SCOTT OCHOA
CITY MANAGER

SHEILA MAUTZ
CITY CLERK

JAMES R. MILHISER
TREASURER

July 25, 2019

VIA EMAIL AND U.S. MAIL.

77488-46779343@REQUESTS.MUCKROCK.COM

Samuel Sinyangwe
MuckRock News
DEPT MR 66730
411A Highland Ave.
Somerville, MA 02144-2516

Re: Public Records Act Request Received July 17, 2019 – Request #19-PR0729

Dear Mr. Sinyangwe:

This letter responds to your records request received on July 17, 2019, submitted under the California Public Records Act (PRA) (Gov. Code § 6250, *et seq.*). We are responding to each item of your request as follows:

"1. The total number of police uses of force in 2018, broken down by type of force used (i.e. number of uses of tasers, number of uses of baton, etc.)."

The City does not have a method or mechanism in place to track and find all incidents involving use of force that occurred prior to 2019. Before the current year, when incidents resulted in great bodily injury, or the use of force involved the discharge of a firearm, administrative notifications were made regarding those incidents. An administrative notification typically resulted in an administrative review of an incident.

For the Ontario Police Department, "general" use of force incidents which do not result in great bodily injury do not trigger an administrative review. For 2018, the incidents were documented within the Police reports submitted with the criminal case, but there was no administrative review of the incident unless an issue arose that required an internal investigation. Also, daily electronic logs are created for general field activity. Some of the logs indicate the type of force used during an incident, while others only indicate whether a use of force had occurred, without identifying the type of force. In order to compile the data you have requested regarding the type of force used,

and the total number of incidents for each type of force, we would have to manually search through every daily electronic log for 2018, then read through all of the criminal reports associated with each incident in order to identify and/or verify the type of force used. Such extraordinary work for a records request would clearly go well beyond the requirements of the PRA and would provide little or no actual benefit to the public. Based on the information provided above, the City is not providing information responsive to item #1.

Because the City will not provide the exempt information described above, the PRA requires the City to provide a written response when a records request is denied, either in whole or in part. (Gov. Code § 6255, subd. (b).) The PRA also requires that notification of denial of any request for records must include the names and titles or positions of each person responsible for the denial. (Gov. Code § 6253, subd. (d).) With the names and titles provided below, this letter fulfills both of the aforementioned legal requirements.

"2. The total number of use of force complaints reported by civilians in 2018."

In 2018, a total of three (3) use of force complaints were reported by civilians to the Ontario Police Department.

"3. The total number of use of force complaints reported by civilians that were sustained in 2018."

In 2018, no use of force complaints reported by civilians were sustained.

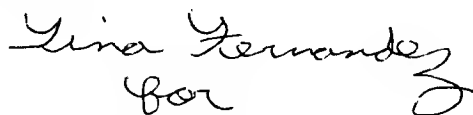
"4. All arrests data reported to the California Department of Justice via the Monthly Arrests and Citation Register program covering arrests made in 2017 and 2018, including (but not limited to) the age, race/ethnicity, gender, offense category (felony, misdemeanor, status offense), charge and disposition of arrestees."

Below is a link to the responsive documents for item #4 of your request:

<https://www.imanageshare.com/pd/1xILz6EDLLU>

Please let us know if you have any problems accessing the documents through the above link. City staff members have completed their search for documents and information that respond to your request. With this letter and the documents provided through the above link, we have completed the City's response to your request.

Sincerely,



Vicki L. Kasad, MMC
Assistant City Clerk
Records Management Director

cc: Al C. Boling, Assistant City Manager
Derek Williams, Chief of Police
Sgt. William C. Russell, Ontario Police Department